M. GALE LEMMON #4363 Assistant Attorney General MARK L. SHURTLEFF #4666 Attorney General Attorneys for Utah Insurance Department State Office Building, Room 3110 Salt Lake City, UT 84114 Telephone (801) 538-3872

BEFORE THE INSURANCE COMMISSIONER OF THE STATE OF UTAH

COMPLAINANT: NOTICE OF INFORMAL

ADJUDICATIVE PROCEEDING UTAH INSURANCE DEPARTMENT

AND ORDER

DOCKET NO. <u>2008-01</u>2 PC RESPONDENT:

LENDERS FIRST CHOICE AGENCY OF UTAH **E-CASE NO. 2127**

4308 W. Silent Rain Drive

South Jordan, UT 84095

Attention: Ms. Amanda Grace Cotton

License No. 244662

The Utah Insurance Department has commenced this informal adjudicative proceeding pursuant to the Utah Code Annotated (U.C.A.), Sections 31A-2-201 and 63-46b-3 and Utah Administrative Code (U.A.C.), Rule R590-160. Based upon information contained in agency files or known to the Commissioner, the Commissioner makes the following:

FINDINGS OF FACT

- 1. Respondent is a licensed title insurance agency in the State of Utah.
- 2. Respondent failed to file an Annual Report and a Controlled Business Report for the calendar year 2006 with the Commissioner by the thirtieth day of April 2007.

CONCLUSION OF LAW

1. In failing to file an Annual Report and a Controlled Business Report with the Commissioner when due, Respondent violated Utah Code Ann.§31A-23A-413 and Utah Admin. Code, Rule R590-136-4 and R590-136-5.

ORDER

IT IS HEREBY ORDERED:

- 1. Respondent is assessed an administrative forfeiture in the amount of \$1,000. Said forfeiture shall be paid no later than ten (10) days after the date this Order becomes final.
- 2. Respondent shall properly file the documents herein found not to be properly filed, to be received in the offices of the Utah Insurance Department no later than ten (10) days after this Order becomes final.
- 3. This Order shall become final fifteen (15) days after the date of mailing unless a written request for a hearing is received from the Respondent in the offices of the department prior to that date. A written request for a hearing shall be signed by the person making the request and shall state the basis for the relief requested.

NOTIFICATION

If you request a hearing regarding this matter, the department will be represented by M. Gale Lemmon, Assistant Attorney General, State Office Building, Room 3110, Salt Lake City, Utah 84114, Telephone Number (801) 538-3800. Failure to request a hearing will be considered a failure to exhaust administrative remedies and will preclude any further administrative or judicial review or appeal of this matter.

You are further notified that a failure to obey an Order of the commissioner may subject you to further penalties, including forfeitures of up to \$5,000.00 per violation and the suspension or revocation of your license of the filing of an action to enforce this Order in District Court which may impose forfeitures of up to \$10,000.00 per day for continued violation.

Questions regarding this Administrative Proceeding should be directed to Gerri Jones, at the Utah Insurance Department, (801) 537-9057.

FEB 1 9 2008
DATED THIS _____ day of February, 2008.

D. KENT MICHIE INSURANCE COMMISSIONER

MARK KLEINFIELD, J.D.

ADMINISTRATIVE LAW JUDGE

Utah Insurance Department

State Office Building, Room 3110

Salt Lake City, Utah 84114 Telephone (801) 538-3800

UTAH Invoice - Original

Page 1

February 20, 2008

Invoice Date: February 20, 2008

Printed Date:

Balance Due: \$1,000.00 Due Date: March 16, 2008

Invoice ID: 371907 Payor ID: 15236

AMANDA GRACE COTTON LENDERS FIRST CHOICE AGENCY OF UTAH INC 55 SOUTH 500 WEST SUITE 410 SALT LAKE CITY UT 84101

Item Description

2/20/2008 Monetary Penalty Agency

E case 2127 Docket 2008-012 PC

Amount

\$1,000.00

Original Amount Due \$1,000.00

UTAH Invoice - Original

Invoice Date: February 20, 2008

Balance Due: \$1,000.00 Due Date: March 16, 2008

Invoice ID: 371907 Payor ID: 15236

Payor Name: LENDERS FIRST

CHOICE AGENCY OF

UTAH INC

Make checks payable to: Utah Insurance Department

Send payment to:

Utah Insurance Department 3110 State Office Building Salt Lake City, UT 84114-6901

CERTIFICATE OF MAILING

I do hereby certify that on this date I mailed, by regular mail, postage prepaid, a true and correct copy of the attached:

NOTICE OF INFORMAL ADJUDICATIVE PROCEEDING AND ORDER

To the following:

Lenders First Choice Agency of Utah 4308 W Silent Rain Drive South Jordan, UT 84095

DATED this 20th day of February 2008.

Angie Thomas

Court Clerk

Utah Department of Insurance State Office Building, Room 3110 Salt Lake City, UT 84114-6901